

## THE COURTS.

## ODD FELLOWS ASKED QUEER QUESTIONS.

BRETHREN WHO DO NOT DWELL TOGETHER IN UNITY—TESTIMONY IN A SUIT FOR SLANDER.

A suit in the Supreme Court before Justice Van Vorst & a jury yesterday revealed the fact that the colored brethren of the Hamilton Lodge of the Grand United Order of Odd Fellows have not been dwelling together in perfect amity. Dr. Thomas S. P. Miller, the examining physician of the lodge, claimed \$10,000 damages from Edwin C. Johnson, the secretary, for the present firm was formed by the colored men of the lodge, and he charges him with saying that he was not fit to be a doctor, that he was not a physician at all, and that he was "a man who probably waited on a doctor and probably picked up something." The doctor declares that in consequence of this he was expelled from the lodge, but was afterward reinstated. His defense was a general denial. Numerous colored witnesses testified that they had heard the offensive words uttered. John R. Brady, when asked what his business was, replied: "The doctor and I are professional men."

"Well, then, what is your profession?" he asked. "I am a tinsmith and a door hanger," he said. He had been a member of the Aaron A. Shepard肿 in the Abyssinian Church, in Waverly Place, Johnson told him that Miller was not a graduate of any medical college and that he caused the death of a member of the church and ought to be "handed over." Thomas Baldwin, who corroborated this, was asked:

"Were you not expelled from the lodge for embezzlement?"

"I was," was the answer. "I was 20 years old and was not allowed for embezzlement."

"I won't admit it."

Benjamin F. Butler was next called and there was general laughter as a young man took the stand and declared that as the "assistant elected secretary" and custodian of the books and records of the lodge, he produced the minutes. The plaintiff was the sole witness in the case.

He produced his diploma as a graduate of the Howard University in Washington.

He was born in 1871 and until he had assumed

had a difficulty with Johnson, he had no trouble

of getting along, but he had struck on the head

of the latter, breaking the latter. The remains of the case were exhibited in court.

"Did you stand behind a man, and when Johnson was walking by on his way home with a lady, jump out and strike him?" he asked.

"This was excused," he said.

But you not sue Lucy M. Gibbs, a patient of yours, for \$5,000 damages on the charge of having slandered you saying you were not fit to treat a cat?"

" Didn't Gibbs die within a week of the time you began the suit?"

This question was excluded, and the case was adjourned to day.

DARLING'S ECONOMIC HABITS.

LIVING ON FOUR CENTS A DAY—DECLARING THAT HE HATED "WOMEN LIKE THE DEVIL."

Mrs. Amelia Delacroix was not present in the Supreme's Court yesterday during the examination of witnesses for the contestants in the matter of the will of Professor William Darling, who left her all his property. John Schoonmaker testified that Mrs. Catherine Lefferts, who claims to be the daughter of the Professor did not visit her father while she was in New-York. She had no husband and the witness had promised to assist her in contesting the will. He had lent her \$300, to be repaid if the contest was successful. Dr.

Thomas O'Brien deposed that he first met Professor Darling in 1842, and he had tried once to persuade the witness to go to Europe with him, saying that he had an intimate lady friend in Paris and another in London. The professor had never told the witness that he was married, and it was difficult for him to believe that he was not.

"Because," replied the witness, "he hated women like the devil."

The devil, however, had taken a few hours once in your office over a letter he received from a woman's husband?"

"Come to think of it he did. But he sought the woman as single and he said she was only a woman in the world, and he was a man of much about. The witness said that the professor would not marry on account of the expense. He could live on 27 cents a week and he did not care to double the expense. He had given the witness "a sort of rough description" of his wife.

He was asked if he was not afraid of being sued for damages.

Henry A. Mott, son of the late Dr. Valentine Mott, testified that when he was young Professor Darling was a tutor in his family, and he had known him ever since he was a boy. He was supposed to be a bachelor.

Mrs. Ann T. Harris, a colored woman, swore that she had seen a gentleman in the room of Mrs. Delacroix and Darling, and under compromising circumstances, and also identified the physician of Dr. Darling as that of the man whom she saw.

The hearing will be continued next Tuesday.

GRANDCHILDREN CONTEST A WILL.

A contest of the will of Francis Pares, who died at No. 235 Clinton ave., Brooklyn, on February 21, and left a fortune of \$1,600,000, has been begun in the Bronx County Surrogate's Court. The interest of \$100,000 each was left to a number of relatives, and the sum of \$100,000 to the Bronx Hospital.

The bulk of the property was left to the executors of the will, Francis Pares and Mary C. Osborn, two of the grandchildren. The cause is made by Joseph J. Pike and Nellie G. Mudge, also grandchildren.

RITS OF LEGAL NEWS.

The contest between Matthew P. Green and A. J. Jacobs for the chairmanship of the 18th District Civil Court, has been decided in favor of the latter by the General Term of the Superior Court, Chief Judge Sedgewick writing the opinion. Justice Van Vorst concurred in the opinion and Justice Tracy dissented.

Snow and ice shot from the roof of Tompkins Market in December, 1883, striking Frank Newberger and injuring his shoulder. A jury in the court of Common Pleas, Judge Tracy presiding, gave him a verdict of \$1,000.

THE COURT OF APPEALS.

ALBANY, April 14.—In the Court of Appeals today the following causes were argued:

No. 628—Thomas J. Paine and others, respondents, agt. George A. Porter and others, appellants. George F. Constock for appellants. W. N. Williams for respondents.

No. 629—John G. Utzschneider, respondent, agt. the City of Buffalo and one respondent. Peter H. Hayes, attorney-at-law for Utzschneider; and W. L. Smith for plaintiff in error and by Alfred Clarke and H. G. Seeger for defendant in error.

No. 630—Anastasia Lewis and others, respondents agt. executors Peter L. Iggen and others, appellants. Subhamoy Chatterjee, attorney-at-law for plaintiffs in error; and W. H. Hart, attorney-at-law for defendants in error.

The following is the day calendar for April 15:

No. 631, 637, 638, 640, 641, 645, 646, 647.

UNITED STATES SUPREME COURT.

WASHINGTON, April 14.—The proceedings in the Supreme Court of the United States to day were:

No motion of William M. Evarts, Hamilton R. Squier, of New York, was admitted to practice.

No. 1—Dick W. Wood, plaintiff in error, agt. Peter H. Hayes, attorney-at-law for defendant in error; and W. L. Smith for plaintiff in error and by Alfred Clarke and H. G. Seeger for defendant in error.

No. 2—John G. Utzschneider, respondent, agt. the City of Buffalo and one respondent. Peter H. Hayes, attorney-at-law for Utzschneider; and W. L. Smith for plaintiff in error and by Alfred Clarke and H. G. Seeger for defendant in error.

No. 3—The United States, respondent, agt. C. W. Wilson, attorney-at-law for defendant in error.

CALENDARS TO DAY.

SUPERIOR COURT—CHAMBERS—Before Andrew J. Nos. 460, 461, 462, 463, 464, 465, 466, 467, 468, 469, 470, 471, 472, 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 483, 484, 485, 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 498, 499, 499, 500, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 999, 1000, 1001, 1002, 1003, 1004, 1005, 1006, 1007, 1008, 1009, 1010, 1011, 1012, 1013, 1014, 1015, 1016, 1017, 1018, 1019, 1020, 1021, 1022, 1023, 1024, 1025, 1026, 1027, 1028, 1029, 1030, 1031, 1032, 1033, 1034, 1035, 1036, 1037, 1038, 1039, 1040, 1041, 1042, 1043, 1044, 1045, 1046, 1047, 1048, 1049, 1050, 1051, 1052, 1053, 1054, 1055, 1056, 1057, 1058, 1059, 1060, 1061, 1062, 1063, 1064, 1065, 1066, 1067, 1068, 1069, 1070, 1071, 1072, 1073, 1074, 1075, 1076, 1077, 1078, 1079, 1080, 1081, 1082, 1083, 1084, 1085, 1086, 1087, 1088, 1089, 1090, 1091, 1092, 1093, 1094, 1095, 1096, 1097, 1098, 1099, 1099, 1100, 1101, 1102, 1103, 1104, 1105, 1106, 1107, 1108, 1109, 1110, 1111, 1112, 1113, 1114, 1115, 1116, 1117, 1118, 1119, 1120, 1121, 1122, 1123, 1124, 1125, 1126, 1127, 1128, 1129, 1130, 1131, 1132, 1133, 1134, 1135, 1136, 1137, 1138, 1139, 1140, 1141, 1142, 1143, 1144, 1145, 1146, 1147, 1148, 1149, 1150, 1151, 1152, 1153, 1154, 1155, 1156, 1157, 1158, 1159, 1160, 1161, 1162, 1163, 1164, 1165, 1166, 1167, 1168, 1169, 1170, 1171, 1172, 1173, 1174, 1175, 1176, 1177, 1178, 1179, 1180, 1181, 1182, 1183, 1184, 1185, 1186, 1187, 1188, 1189, 1190, 1191, 1192, 1193, 1194, 1195, 1196, 1197, 1198, 1199, 1199, 1200, 1201, 1202, 1203, 1204, 1205, 1206, 1207, 1208, 1209, 1210, 1211, 1212, 1213, 1214, 1215, 1216, 1217, 1218, 1219, 1220, 1221, 1222, 1223, 1224, 1225, 1226, 1227, 1228, 1229, 1230, 1231, 1232, 1233, 1234, 1235, 1236, 1237, 1238, 1239, 1240, 1241, 1242, 1243, 1244, 1245, 1246, 1247, 1248, 1249, 1250, 1251, 1252, 1253, 1254, 1255, 1256, 1257, 1258, 1259, 1260, 1261